HONOURABLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.9373 OF 1995

Dated:19.01.2007

Between

Challapalli Appa Rao

..... Petitioner

And

The Union of India, reptd by its
Secretary, Ministry of Home Affairs,
North Block, New Delhi and six others.

.....Respondents

HONOURABLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.9373 OF 1995

ORDER:

This writ petition is filed seeking a Mandamus to direct the learned IV Metropolitan Magistrate, City Criminal Court, Hyderabad, to recall his reference under Section 156 (3) Cr.PC. in C.C.(SR).No.2056 of 1995 from the Inspector of Police, Sultan Bazar Police Station, Hyderabad.

No stay was granted by this Court. Even otherwise,

under Section 156 (3) of Cr.P.C., any Magistrate empowered under Section 190 may order for an investigation and the Police Officer is empowered to investigate into the cognizable offence as referred by the Magistrate. Due to efflux of time, the cause in this writ petition does not survive. Hence, the writ petition is dismissed as infructuous. No order as to costs.

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(C.V.RAMULU, J)

19.01.2007
DR